

**COUNTY COUNCIL OF FREDERICK COUNTY
MEETING MINUTES
Tuesday, September 6, 2016**

Council Members Bud Otis, President; M.C. Keegan-Ayer, Vice-President; Tony Chmelik, Kirby Delauter, Jerry Donald, Jessica Fitzwater, and Billy Shreve were present for the meeting.

Also present were Ragen Cherney, Council Chief of Staff; Wendy Kearney, County Attorney's Office; Joyce Grossnickle, Office of the County Executive; and Patti Morrow, Recording Secretary.

Council Member Otis called the meeting to order at 5:30 p.m. in the first floor hearing room, Winchester Hall, 12 East Church Street, Frederick, Maryland.

The meeting began with a moment of silence followed by the Pledge of Allegiance.

Action on the Agenda

Council Member Keegan-Ayer moved to approve the agenda as presented. Council Member Donald seconded the motion that passed 7-0.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis	X		

Public Comments

- None

Consent Agenda

The following items were considered on the consent agenda:

- BT-16-281 – Finance Division
- J-17-041 – Utilities and Solid Waste Management Division
- J-17-044 – Budget Office
- J-17-045 – Budget Office
- J-17-047 and J-17-048 – Emergency Management Division
- J-17-049 – Public Works Division

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Council Member Keegan-Ayer moved to approve the consent agenda. Council Member Chmelik seconded the motion. Council Member Delauter moved to pull #J-17-047 and #J-17-048 from the consent agenda. Council Member Chmelik seconded the motion that passed 5-2 with Council Members Otis and Keegan-Ayer opposed.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer		X	
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis		X	

Council Member Keegan-Ayer moved to approve the consent agenda as amended (minus #J-17-047 and #J-17-048). Council Member Donald seconded the motion that passed 6-0-1 with Council Member Shreve abstained.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve			X
Presiding Officer - Otis	X		

Council Member Keegan-Ayer moved to approve #J-17-047 and #J-17-048 as presented. Council Member Chmelik seconded the motion that passed 6-0-1 with Council Member Shreve abstained.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve			X
Presiding Officer - Otis	X		

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Approval of Minutes

Council Member Keegan-Ayer moved to approve the minutes for July 12, July 19, August 15, and August 23, 2016, as presented. Council Member Fitzwater seconded the motion that passed 7-0.

Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis	X		

2017 State Legislative Initiatives Calendar/Process – Roger Wilson, Office of the County Executive

Mr. Wilson presented the process to develop a single Frederick County Legislative Package for the FY 2017 Maryland General Assembly Session.

He noted the County Executive would host a town hall style meeting on Thursday, October 6, 2016, to receive public comment on proposed legislative initiatives and to hear additional suggestions. On Tuesday, October 25, 2016, the final package would be presented during the County Council Workshop for review and input.

No action was taken.

Third Reading Calendar

Bill No. 16-10 – Amendments to Chapter 1-19 (Zoning) 1-20 (Adequate Public Facilities) and 1-25 (Development Rights and Responsibilities Agreements) – Council Member Bud Otis (On Behalf of the County Executive)

Mr. Steve Horn, Planning and Permitting Division, and Ms. Kathy Mitchell, County Attorney's Office, commented on the bill

Council Member Keegan-Ayer moved to adopt and enact Bill No. 16-10 as presented. Council Member Fitzwater seconded the motion that passed 7-0.

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Council Members	Aye	Nay	Absent/ Abstain/ Present
District 1 - Donald	X		
District 2 - Chmelik	X		
District 3 - Keegan-Ayer	X		
District 4 - Fitzwater	X		
District 5 - Delauter	X		
At-large - Otis			
At-large - Shreve	X		
Presiding Officer - Otis	X		

(A copy of the adopted/enacted bill can be obtained from the county's website, www.FrederickCountyMD.gov.)

(The Council took a break at 6:10 p.m. and reconvened at 7:00 p.m.)

Public Hearing:

Second Reading Calendar:

**To Consider Bill No. 16-14 regarding Frederick County Code Chapter 1-2
Administration, Article IV – Fire and Rescue Services – Council President Bud
Otis (On behalf of the County Executive)**

A public hearing was held, as duly advertised, on the revisions to the Frederick County Code regarding Fire and Rescue Services.

Chief Tom Owens, Fire and Rescue Services Division, and Mr. Chip Jewell, Volunteer Fire and Rescue Services Division, commented on the bill and highlighted the proposed changes.

Public comment was heard from:

- John Neery, President, IAF Local 3666, Career Firefighter Association of Frederick County
- Susie Nicol, Frederick County Volunteer Fire and Rescue Association, Inc.

The decision on the proposed bill would be scheduled for a future Council meeting agenda.

Public Comments

- None

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Council Member Comments

Comments were provided by the Council Members.

Adjourn

The meeting adjourned at 7:55 p.m.

Bud Otis, President
County Council